



ఆంధ్రప్రదేశ్ రాజపత్రము

THE ANDHRA PRADESH GAZETTE PUBLISHED BY AUTHORITY

W.No.45

AMARAVATI, FRIDAY, NOVEMBER 11, 2022

G.1139

PART II - MISCELLANEOUS NOTIFICATIONS OF INTEREST TO THE PUBLIC

--X--

NOTIFICATIONS BY HEADS OF DEPARTMENTS Etc.,

**CHIEF EXECUTIVE OFFICER,
A. P. STATE WAQF BOARD,**

4th FLOOR, IMDADAGHAR, Opp: KALESWARAO MARKET, VIJAYAWADA.

F.No.01 / CTR / M / 2018 / Z - IV.

Date: 19-10-2022.

ANNAMAYYA DISTRICT (ERSTWHILE CHITTOOR DISTRICT) - GURRAMKONDA MANDAL - YUSUF SAHEB TAKIYA SITUATED AT GURRAMKONDA VILLAGE ALONG WITH ITS ATTACHED PROPERTIES - Sri SYED SHAFIULLAH HUSSAINY, S/o Late SYED ZAHURULLAH HUSSAINI RECOGNIZED AS MUTAWALLI U/SEC.42 OF THE WAQF ACT, 1995 IN PLACE OF HIS FATHER LATE SYED ZAHURULLAH HUSSAINI.

- Read : 1. Boards Proceedings of even No., dated: 30-08-2018.
2. Representation dt: 25-08-2020, 25-09-2020 of Sri Syed Shafiullah Hussainy, S/o late Syed Zahurullah Hussaini, R/o . D.No.3-129, Bazar Street, Gurramkonda Village & Mandal, Chittoor District.
3. This Office Memo of even No., dated: 13-10-2020, 01-04-2021 & 27-02-2022.
4. Report No.IAW/17/CTR/2014, dated:08-04-2022 of the I.A.Waqfs, Madanapally Division, Annamayya District.
5. Board's Resolution No. 491 of 2022, dated:11-10-2022.
6. Orders of the Hon'ble Chairperson, APSWB, dated.14-10-2022.

ORDER:

The Waqf institution namely Yusuf Saheb Takiya situated at Gurramkonda Village & Mandal of Annamayya District along with its attached properties situated in T.D. No.1110/1140 of Gurramkonda and T.D. No.1220 of Sangasamudram covered with a total extent of Ac.11.61 Cents is notified Waqf and got published in the A.P. Gazette No.26, Part-II, dated: 28-06-1962 at Serial No.3020 of Page Nos.828 & 829 under the Towliath of 1) Syed Khader Pacha Mian, 2) Syed Jamalullah Basha Hussaini and 3) Syed Kamalullah Basha Hussaini who were died long back. The object of Waqf is maintenance of Takiya and feeding the Muslims and halting in it. The Rule of succession to the Office of the Mutawalli is Hereditary By custom.

In the reference 1st read above, the Board has recognized Sri. Syed Zahirullah Hussaini as Mutawalli of the subject Waqf institution and its attached properties U/Sec.42 of the Waqf Act, 1995 in the place of deceased two Gazette Notified Mutawallies Syed Jamalullah Basha Hussaini and Syed Kamalullah Basha Hussaini and the said recognized Mutawalli was died on 21-07-2020.

In the ref. 2nd read above, Sri Syed Shafiullah Hussainy, S/o late Syed Zahirullah Hussaini, has submitted a representation with a request to recognize him as Mutawalli to the subject Waqf institution in place of his demise father Syed Zahirullah Hussaini. In this connection the Board has issued a Memo to Inspector Auditor Waqfs, Madanapally Division vide reference 3rd read above and directed to enquire the matter and to submit detailed report along with its relevant documents as per procedure.

In compliance to the above directions, the Inspector Auditors Waqfs, Madanapally Division has reported that, after death of recognized Mutawalli namely Sri Syed Zahirullah Hussaini, his son Sri Syed Shafiullah Hussainy, R/o Gurramkonda Village & Mandal is managing the day to day affairs and also paid Waqf fund without any dues and there is no income deriving from the attached Waqf lands and the I.A. Waqfs has requested to recognize Sri Syed Shafiullah Hussainy, S/o. Syed Zahirullah Hussaini as Mutawalli U/Sec.42 of Waqf Act, 1995 to the subject Waqf institution along with its attached properties in the place of his deceased father..

The subject matter was submitted before the Board and the Board has passed resolution No.491 of 2022, dated.11-10-2022 in the ref.7th read above to recognize Sri Syed Shafiullah Hussainy, S/o late Syed Zahirullah Hussaini as Mutawalli U/sec.42 of Waqf Act, 1995 to Yusuf Saheb Takia situated at Gurramkonda Village and Mandal,

Annamayya District in place of his deceased father late Syed Zahirullah Hussaini who was appointed as successor to notified Mutawallies late Syed Jamalullah Basha Hussaini and Syed Kamalullah Basha Hussaini.

Accordingly, Sri Syed Shafiullah Hussainy, S/o late Syed Zahirullah Hussaini is hereby recognized as Mutawalli U/sec.42 of Waqf Act, 1995 to Yusuf Saheb Takia, and its attached properties situated at Gurramkonda Village and Mandal of Annamayya District in place of his deceased father late Syed Zahirullah Hussaini for managing the affairs of the subject Waqf Institution by following Waqf Act, 1995 and Waqf Rules.

The Mutawalli should discharge his legitimate duties strictly as determined in Section 50 of Waqf Act, 1995 read with Rule 20 of A.P. Waqf Rules, 2000 and should follow the instructions issued by the Board from time to time they should submit the Accounts U/sec.46 of Waqf Act, 1995 and Budget U/sec.44 of Waqf Act, 1995 and pay Waqf fund duly following the provisions laid down U/sec.72 & 77 of Waqf Act, 1995 properly, failing which action will be taken against him U/Sec. 61 and 64 of the Waqf Act, 1995 as the duties mentioned below.

- a) To implement the orders issued by the Board from time to time.
- b) To carry out the directions of the Board
- c) To allow inspection of the Inspector Auditor, Waqfs regarding property, accounts, records, deeds and documents relating thereto.
- d) To discharge all public duties.
- e) To do any other Act which he is Lawfully required to do so or under this Act.
- f) He shall render proper and correct accounts of the Institution and its attached properties and shall not suppress any facts.
- g) That the Mutawalli is restricted to grant lease of Waqf property exceeding one year.
- h) The Mutawalli should follow the Norms fixed in Section 56 of the Waqf Act, 1995 while granting Lease of any agricultural lands. He should follow Lease Rules, 2014 to put open auction through A.P. State Waqf Board.
- i) He will not be entitled to expend the Monies of Waqf exceeding @ 10% of the Net annual Income.

As per Sec.101(2) of Waqf Act, 1995, "Every Mutawalli of a Waqf, every member of managing committee whether constituted by the Board or under any deed of Waqf, every Executive Officer and every person holding any office in a Waqf shall also be deemed to be a public servant within the meaning of Sec.21 of the Indian Penal

Code". As such, for the illegal acts if any, every member of the committee will be liable for penal action. The Mutawalli shall also noted that Sec.3(ee) defined encroacher, Sec. 52-A explain rigorous punishment up to (2) years and Sec.61 speaks penalty and punishment up to (6) months for the lapses / charges shown therein, hence should act carefully diligently and maintain accounts scrupulously

The APSWB reserves its right to modify / cancel / alter / withhold the order at any time without assigning any reasons thereof.

L. ABDUL KHADIR,
Chief Executive Officer,
A.P. State Waqf Board, Vijayawada.

To

Sri Syed Shafiullah Hussainy, S/o late Syed Zahirullah Hussaini,
Mutawalli of Yusuf Saheb Takia, Gurramkonda Village and Mandal,
Annamayya District.

---X---